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Security Council

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Security Council Committee established pursuant to resolution 1540 (2004)

Note verbale dated 14 February 2006 from the Permanent Mission of the Islamic Republic of Iran to the United Nations addressed to the Chairman of the Committee

The Permanent Mission of the Islamic Republic of Iran to the United Nations presents its compliments to the Chairman of the Security Council Committee established pursuant to resolution 1540 (2004) and, in follow-up to the note verbale dated 16 January 2006, has the honour to submit herewith the second report of the Islamic Republic of Iran on the implementation of the Security Council resolution 1540 (2004) (see annex).

06-25224 (E) 130306

Annex to the note verbale dated 14 February 2006 from the Permanent Mission of the Islamic Republic of Iran to the United Nations addressed to the Chairman of the Committee

Second report of the Islamic Republic of Iran to the Security Council Committee established pursuant to resolution 1540 on the implementation of Security Council resolution 1540 (2004)

This complementary report and its enclosed amended matrix provide additional clarification and information on the national legislation and other legal measures in place in the Islamic Republic of Iran on non-proliferation of weapons of mass destruction (WMD).

Operative Paragraph 1: *All States shall refrain from providing any form of support to non-State actors that attempt to develop, acquire, manufacture, possess, transport, transfer, or use nuclear, chemical, or biological weapons and their means of delivery;*

General statement on non-possession of WMD

1. The Islamic Republic of Iran, as a State party to all international legal instruments banning WMD, does not possess WMD and consider these kinds of weapons as inhumane, immoral, illegal, and against its very basic principles.

General statement on commitment to disarmament and non-proliferation

2. The Islamic Republic of Iran, as a State party to all international legal instruments banning WMD, in particular as a State party to the Treaty on the Non-Proliferation of Nuclear Weapons (NPT), Biological Weapons Convention (BWC), Chemical Weapons Convention (CWC), and as a member State to the International Atomic Energy Agency (IAEA) and its Comprehensive Safeguards Agreements, firmly advocates non-proliferation and disarmament of WMD.

The Islamic Republic of Iran also believes that non-proliferation and disarmament are mutually reinforcing and efforts directed towards non-proliferation should be paralleled by simultaneous efforts aimed at realization of disarmament.

Operative Paragraph 2: *all States, in accordance with their national procedures, shall adopt and enforce appropriate effective laws which prohibit any non-State actor to manufacture, acquire, possess, develop, transport, transfer or use nuclear, chemical or biological weapons and their means of delivery, in particular for terrorist purposes, as well as attempts to engage in any of the foregoing activities, participate in them as an accomplice, assist or finance them.*

3. In accordance with Article 77 of the Constitution of the Islamic Republic of Iran "International treaties, protocols, contracts and agreements must be ratified by the Parliament". Furthermore, Article 9 of the Civil Code of the Islamic Republic of Iran provides that provisions of all agreements and treaties between the Islamic Republic of Iran and other states as well as international treaties are tantamount to the national law. Such treaties shall enter into force after ratification by the Parliament and executive order of the President to implement them.

In addition to the international treaties and conventions mentioned in the First report, the following treaties, which Iran is a State Party to, are also related to the Security Council 1540 Resolution:

a) Treaty Banning Nuclear Weapon Tests in the Atmosphere, in outer Space and under Water (PTBT-1963) deposited on 5 May 1964,

b) Treaty on the Prohibition of the Emplacement of Nuclear Weapons and Other Weapons of Mass Destruction on the Sea-Bed and the Ocean Floor and in the Subsoil Thereof (Sea-Bed Treaty-1971) deposited on 6 September 1971,

Iran is also a State signatory to the Convention on the Prohibition of Military or Any Other Hostile Use of Environmental Modification Techniques (ENMOD) which was signed in 1977, and the Treaty on Principles Governing the Activities of States in the Exploration and Use of Outer Space (Outer Space Treaty) which was signed in 1967.

4. Biological Weapons Convention (BWC) and Chemical Weapons Convention (CWC) that have been ratified by the Parliament are equivalent to the national laws and violation of their provisions are considered illegal and would be accordingly prosecuted and punished as a criminal offence under the laws currently in force in the Islamic Republic of Iran, particularly the Islamic Penal Code.

Meanwhile as a complementary measure to the implementation of CWC and in order to further consolidate provisions of the national civil and penal codes, the Draft National Legislation for implementation of CWC is under consideration for ratification in the Parliament and is already approved in the related sub-committees and its ratification is due to tack place in the near future.

In accordance with Article 17 of the said Draft, transferring chemicals for use in manufacturing chemical weapons is prohibited and considered as a criminal act. According to Article 32 of the Draft, violators will be sentenced to prison and/or other penalties under the provisions of the Islamic Penal Code. Article 32 of the Draft stipulates that transferring, storage, using and/or threatening to use chemical weapons and/or assisting in such activities are considered as a criminal offence and according to Islamic Penal Code, violators will be convicted to severe punishments including imprisonment. According to Articles 5, 6, 7, 8 and 9 of the Draft, all chemicals listed in the schedules 1, 2 and 3 chemicals of CWC should be reported to the Iranian CWC National Authority as the national focal point.

Operative Paragraph 3: *all States shall take and enforce effective measures to establish domestic controls to prevent the proliferation of nuclear, chemical, or biological weapons and their means of delivery, including by establishing appropriate controls over related materials and to this end shall:*

(a) Develop and maintain appropriate effective measures to account for and secure such items in production, use, storage or transport;

(b) Develop and maintain appropriate effective physical protection measures;

(c) Develop and maintain appropriate effective border controls and law enforcement efforts to detect, deter, prevent and combat, including through international cooperation when necessary, the illicit trafficking and brokering in such items in accordance with their national legal authorities and legislation and consistent with international law;

(d) Establish, develop, review and maintain appropriate effective national export and trans-shipment controls over such items, including appropriate laws and regulations to control

export, transit, trans-shipment and re-export and controls on providing funds and services related to such export and trans-shipment such as financing, and transporting that would contribute to proliferation, as well as establishing end-user controls; and establishing and enforcing appropriate criminal or civil penalties for violations of such export control laws and regulations.

5. There are mandatory measures on accounting for, securing and physically protecting the production, use, storage and transport of nuclear materials, equipment and facilities.

In addition to the laws and regulations mentioned in the First national report, the other relevant laws and regulations, which are in force in the Islamic Republic of Iran, are as follows:

a) The Subsidiary Arrangements to the IAEA Safeguards Agreements with Iran (General Part) which has been in force since 1976 and the modifications to the Subsidiary Arrangements proposed by the Agency which was accepted by Iran on 26 February 2003 .

b) Atomic Energy Organization of Iran (AEOI) Draft Regulations on the Physical Protection of Installations and Materials, based on IAEA, Document (INFCIRC/225).

c) Article 18 of the Law on the Protection Against Radiation.

d) The membership in the IAEA Data Base, since 1998.

6. According to Articles 19, 20, 21, 22 and 23 of the Draft National Legislation for implementation of CWC, any transfer of materials listed in the schedules 1, 2 and 3 chemicals of CWC needs the authorization of the CWC National Authority and only can take place by prior notification. According to the Article 20 of the Draft, the Customs Administration has the duty to register import-export of the chemicals of the schedules 1, 2 and 3 of CWC and send related figures to the Iranian CWC National Authority.

The chemicals listed in the schedules 1, 2 and 3 chemicals of the CWC are regarded as the control list of dangerous chemical materials and

their precursors. The Iranian CWC National Authority in collaboration with the Ministry of Commerce and the Customs Administration is responsible for controlling the export of chemicals in the said list.

7. In addition to the regulations and measures regarding export controls and combating illegal trafficking of WMD related equipment and materials in the territory of the Islamic Republic of Iran, certain provisions are inserted into bilateral co-operation agreements and treaties between the Islamic Republic of Iran and other respective states.

a) Articles 16 and 18 of the Fundamental Treaty on the Mutual Relations and Principles for Co-operation between the Islamic Republic of Iran and the Russian Federation, ratified by the parliament on 6 January 2002, contain such provisions.

b) Articles 6, 7 and 8 of the Agreement for Co-operation on the Peaceful Uses of Nuclear Energy between the Islamic Republic of Iran and the Democratic Republic of China, ratified by the Parliament on 13 April 1993, deals, among others, with issues like non-proliferation, physical protection, transportation and prevention of illegal access and use of nuclear materials, related materials and equipment are transferred between the two countries.

8. It is worth mentioning that according to the Act of the Ratification of the Basel Convention on the Control of Transboundary Movements of Hazardous Wastes and Their Disposal dated 1992, the Organization for the Protection of the Environment of the Islamic Republic of Iran is the responsible body to implement the Basel Convention. The Customs Administration is bound to get authorization from the Department of Environment (DOE) for transporting all items listed in the appendixes of the Basel Convention.

9. According to the Islamic Penal Code (Article 688) and the provisions that are currently applied by the Ministry of Health and Medical Treatment and Education, activities relating to production, use, import and transportation of pathogenic microorganisms which threaten or put in jeopardy the public health are regarded as offence and punishable act. In

this context, the Ministry of Health and Medical Treatment and Education adopted the guidelines on early warning, epidemic preparedness and outbreak response in 2002.

10. With regard to the non-proliferation and disarmament of Biological Weapons and the related materials, the Islamic Republic of Iran has implemented the Plant Protection Act since 1967. The Plant Protection Organization (PPO), established by the Act and works under the supervision of the Ministry for Agriculture, controls animal diseases and is active in public awareness.

Operative Paragraph 6: *Recognizes the utility in implementing this resolution of effective national control lists and calls upon all Member States, when necessary, to pursue at the earliest opportunity the development of such lists;*

11. **Sub-paragraph 7(iv) of the First report should be amended as follows:**

"The Islamic Republic of Iran has incorporated the list of chemicals annexed to the Chemical Weapons Convention, to its 1993 Law on Export-Import Regulations in the form of 11 digit tariff codes. Customs Administration of the Islamic Republic of Iran is responsible to supervise the importation and exportation of such chemicals."

Operative Paragraph 8: *all States:*
(a) To promote the universal adoption and full implementation, and, where necessary, strengthening of multilateral treaties to which they are parties, whose aim is to prevent the proliferation of nuclear, biological or chemical weapons;
(b) To adopt national rules and regulations, where it has not yet been done to ensure compliance with their commitments under the key multilateral nonproliferation treaties;

Nuclear Weapons Free Zones/Protocol(s)

12. The Islamic Republic of Iran is a firm advocate of the regional Nuclear-Weapon-Free-Zone (NWFZ) in the Middle East. Indeed, it was the initiative of Iran that first proposed to the United Nations the establishment of a Middle East NWFZ in 1974. Subsequently, the United Nations General Assembly in its Twenty-ninth session adopted the first

resolution (3262(XXIX)) on the establishment of a NWFZ in the region of the Middle East on 9 December 1974.

Since 1980, this resolution has been continuously adopted in the General Assembly by consensus. Realization of a NWFZ treaty to cover the region of Middle East has been an unfulfilled objective due to the rejection of Israel to join the NPT and to put its clandestine nuclear facilities under the IAEA full scope safeguards.

Sub-paragraph 8(a)

13. In order to promote the universal adoption and full implementation and strengthening of multilateral treaties in the field of non-proliferation of WMD, the Islamic Republic of Iran introduced to Sixtieth session of the UN General Assembly a new resolution entitled "Follow-up to nuclear disarmament obligations agreed in the 1995 and 2000 Review Conference of the Parties to the Treaty on the Non-Proliferation of Nuclear Weapons". This resolution (60/72), adopted by the General Assembly on 8 December 2005, urges the States parties to the NPT to follow up on the implementation of nuclear disarmament obligations under the Treaty.

Furthermore, the Islamic Republic of Iran is the sponsor of the resolution (59/67 of 3 December 2004) entitled "Missiles", according to which the UN General Assembly is "convinced of the need for a comprehensive approach toward missiles, in a balanced and non-discriminatory manner, as a contribution to international peace and security".

OP 1 and related matters from OP 5, OP 6, OP 8 (a), (b), (c) and OP 10

State: **Iran, Islamic Republic of**

Date of Report: 2006

	Did you make one of the following statements or is your country a State Party to or Member State of one of the following Conventions, Treaties and Arrangements ?	YES	if YES, indicate relevant information (i.e. signing, accession, ratification, entering into force, etc)	Remarks (information refers to the page of the English version of the First report or an official web site)
1	General statement on non-possession of WMD	X	The Islamic republic of Iran does not possess WMD	paragraph 1 of the Second report
2	General statement on commitment to disarmament and non-proliferation	X	The Islamic republic of Iran firmly advocates to disarmament and non-proliferation of WMD	paragraph 2 of the Second report
3	General statement on non-provision of WMD and related materials to non-State actors	X	Continues to refrain from providing any form of support to other States and non-State actors	page 3 of the First report
4	Biological Weapons Convention (BWC)	X	Ratified in 1973	pages 3, 4 and 10 of the First report
5	Chemical Weapons Convention (CWC)	X	Ratified in 1997	
6	Nuclear Non-Proliferation Treaty (NPT)	X	Ratified in 1970	
7	Comprehensive Nuclear Test Ban Treaty (CTBT)	X	Signed 24 September 1996	page 10 of the First report
8	Convention on Physical Protection of Nuclear Material (CPPNM)			
9	Hague Code of Conduct (HCOC)			
10	Geneva Protocol of 1925	X	Deposit 5 November 1929	pages 3 and 10 of the First report
11	International Atomic Energy Agency (IAEA)	X	Since 1958	page 4 of the First report
12	Nuclear Weapons Free Zone/ Protocol(s)	X	1. The Islamic Republic of Iran is a firm advocate of the regional Nuclear-Weapon-Free-Zone (NWFZ) in the Middle East. 2. Indeed, it was th.. initiative of Iran that first proposed to the United Nations the establishment of a Middle East NWFZ in 1974. Subsequently, the United Nations General Assembly in its Twenty-ninth session adopted the first resolution (3262(XXIX)) on the establishment of a NWFZ in the region of the Middle East on 9 December 1974. Since 1980, this resolution has been continuously adopted in the General Assembly by consensus.	paragraph 12 of the Second report

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13	Other Conventions/Treaties	X	1- Convention for the Safety of Life at Sea (SOLAS) 2- Partial Test Ban Treaty (PTBT) deposited on 5 May 1964 3- Treaty on the Prohibition of Emplacement of Nuclear Weapons and Other Weapons of Mass Destruction on the Sea-bed and (Sea-bed Treaty) deposited on 6 September 1971	page 4 of the First report and paragraph 3 of the Second Report
14	Other Arrangements	X	The Islamic Republic of Iran is the sponsor of the UNGA Resolution entitled "Missiles" and the UNGA Resolution 60/72 entitled "Follow-up to nuclear disarmament obligations agreed in the 1995 and 2000 NPT Review Conferences. Iran has also voluntarily implemented the Additional Protocol to its IAEA Safeguards Agreement from December 2003 to January 2006	page 10 of the First report and paragraph 13 of the Second report
15	Other	X	Basel Convention, acceded on 5 January 1993	paragraph 8 of the Second report

OP 2 - Biological Weapons (BW)

State: Iran, Islamic Republic of

Date of Report: 2006

Does national legislation exist which prohibits persons or entities to engage in one of the following activities ? Can violators be penalized ?	National legal framework		Enforcement: civil/criminal penalties and other		Remarks
	YES	if YES, indicate source document of national implementation law	YES	if YES, indicate source document	
1 manufacture/produce	X	According to the legal system	X	1. Islamic Penal Code. 2. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers. 1971.	pages 4 and 5 of the First report
2 acquire	X		X		
3 possess	X	According to the legal system	X	1. Islamic Penal Code. 2. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers. 1971	page 5 of the First report
4 stockpile/store	X	According to the legal system	X	1. Islamic Penal Code . 2. Law on the Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers. 1971	page 4 of the First report
5 develop	X		X	1. Islamic Penal Code . 2. Law on the Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers. 1971	page 4 of the First report
6 transport	X	According to the legal system	X	1 Islamic Penal Code . 2 Law on the Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers. 1971	First and Second report

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7	transfer	X	According to the legal system	X	1 Islamic Penal Code. 2 Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers. 1971	pages 4 and 5 of the First report
8	use	X	According to the legal system	X	1. Islamic Penal Code. 2. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers. 1971	First and Second report
9	participate as an accomplice in a.m. activities	X	According to the legal system	X	1. Islamic Penal Code . 2. Law on the Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers. 1971	First and Second report
10	assist in a.m. activities	X	According to the legal system	X	1. Islamic Penal Code. 2. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers. 1971	First and Second report
11	finance a.m. activities	X	According to the legal system	X	1. Islamic Penal Code . 2. Law on the Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers. 1971	First and Second report
12	a.m. activities related to means of delivery	X	According to the legal system	X	1. Islamic Penal Code. 2. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers. 1971	pages 4 and 5 of the First report
13	involvement of non-State actors in a.m. activities	X		X	1. Islamic Penal Code. 2. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers. 1971	page 4 of the First report
14	Other	X	Council of Ministers' Bill of 18 November 2003 on counter-terrorism and WMD	X	Council of Ministers' Bill of 18 November 2003 on counter-terrorism and WMD	page 10 of the First report

OP 2 - Chemical Weapons (CW)

State: Iran, Islamic Republic of

Date of Report: 28 February 2005

Does national legislation exist which prohibits persons or entities to engage in one of the following activities ? Can violators be penalized ?	National legal framework		Enforcement: civil/criminal penalties and others		Remarks
	YES	if YES, indicate source document of national implementation law	YES	if YES, indicate source document	
1 manufacture/produce	X	According to Article 17 of the Draft National Legislation for Implementation of CWC	X	1. Article 32 of the Draft National Legislation for Implementation of CWC 2. Islamic Penal Code 3. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971	pages 4 and 5 of the First report and paragraphs 4 and 6 of the Second report
2 acquire	X		X		
3 possess	X	According to Article 17 of the Draft National Legislation for Implementation of CWC	X	1. Article 32 of the Draft National Legislation for Implementation of CWC 2. Islamic Penal Code 3. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971	pages 4 and 5 of the First report and paragraphs 4 and 6 of the Second report
4 stockpile/store	X	According to Article 17 of the Draft National Legislation for Implementation of CWC	X	1. Article 32 of the Draft National Legislation for Implementation of CWC 2. Islamic Penal Code 3. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971	pages 4 and 5 of the First report and paragraphs 4 and 6 of the Second report
5 develop	X		X	1. Article 32 of the Draft National Legislation for Implementation of CWC 2. Islamic Penal Code 3. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971	

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6	transport	X	According to Article 17 of the Draft National Legislation for Implementation of CWC	X	1. Article 32 of the Draft National Legislation for Implementation of CWC 2. Islamic Penal Code 3. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971	pages 4 and 5 of the First report and paragraphs 4 and 6 of the Second report
7	transfer	X		X	1. Article 32 of the Draft National Legislation for Implementation of CWC 2. Islamic Penal Code 3. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971	pages 4 and 5 of the First report and paragraphs 4 and 6 of the Second report
8	use	X	According to Article 17 of the Draft National Legislation for Implementation of CWC	X	1. Article 32 of the Draft National Legislation for Implementation of CWC 2. Islamic Penal Code 3. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971	pages 4 and 5 of the First report and paragraphs 4 and 6 of the Second report
9	participate as an accomplice in a.m. activities	X	According to Article 17 of the Draft National Legislation for Implementation of CWC	X	1. Article 32 of the Draft National Legislation for Implementation of CWC 2. Islamic Penal Code 3. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971	pages 4 and 5 of the First report and paragraphs 4 and 6 of the Second report
10	assist in a.m. activities	X	According to Article 17 of the Draft National Legislation for Implementation of CWC	X	1. Article 32 of the Draft National Legislation for Implementation of CWC 2. Islamic Penal Code 3. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971	pages 4 and 5 of the First report and paragraphs 4 and 6 of the Second report

11	finance a.m. activities	X	According to Article 17 of the Draft National Legislation for Implementation of CWC	X	1. Article 32 of the Draft National Legislation for Implementation of CWC 2. Islamic Penal Code 3. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971	pages 4 and 5 of the First report and paragraphs 4 and 6 of the Second report
12	a.m. activities related to means of delivery	X	According to Article 17 of the Draft National Legislation for Implementation of CWC	X	1. Article 32 of the Draft National Legislation for Implementation of CWC 2. Islamic Penal Code 3. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971	pages 4 and 5 of the First report and paragraphs 4 and 6 of the Second report
13	involvement of non-State actors in a.m. activities	X	According to Article 17 of the Draft National Legislation for Implementation of CWC	X	1. Article 32 of the Draft National Legislation for Implementation of CWC 2. Islamic Penal Code 3. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971	pages 4 and 5 of the First report and paragraphs 4 and 6 of the Second report
14	Other	X	Council of Ministers' Bill of 18 November 2003 on counter-terrorism and WMD	X	Council of Ministers' Bill of 18 November 2003 on counter-terrorism and WMD	page 10 of the First report

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OP 2 - Nuclear Weapons (NW)

State: **Iran, Islamic Republic of**

Date of Report: **2006**

Does national legislation exist which prohibits persons or entities to engage in one of the following activities ? Can violators be penalized?	National legal framework		Enforcement: civil/criminal penalties and others		Remarks
	YES	if YES, indicate source document of national implementation law	YES	if YES, indicate source document	
1. manufacture/produce	X	According to the legal system	X	1. Islamic Penal Code 2. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971	pages 4 and 5 of the First report
2. acquire	X		X		
3. possess	X	According to the legal system	X	1. Islamic Penal Code 2. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971	pages 4 and 5 of the First report
4. stockpile/store	X	According to the legal system	X	1. Islamic Penal Code 2. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971	pages 4 and 5 of the First report
5. develop	X	According to the legal system	X	1. Islamic Penal Code 2. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971	pages 4 and 5 of the First report
6. transport	X	According to the legal system	X	1. Islamic Penal Code 2. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971	pages 4 and 5 of the First report
7. transfer	X	According to the legal system	X	1. Islamic Penal Code 2. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971	pages 4 and 5 of the First report

8	use	X	According to the legal system	X	1. Islamic Penal Code 2. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971	pages 4 and 5 of the First report
9	participate as an accomplice in a.m. activities	X	According to the legal system	X	1. Islamic Penal Code 2. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971	pages 4 and 5 of the First report
10	assist in a.m. activities	X	According to the legal system	X	1. Islamic Penal Code 2. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971	pages 4 and 5 of the First report
11	finance a.m. activities	X	According to the legal system	X	1. Islamic Penal Code 2. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971	pages 4 and 5 of the First report
12	a.m. activities related to means of delivery	X	According to the legal system	X	1. Islamic Penal Code 2. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971	pages 4 and 5 of the First report
13	involvement of non-State actors in a.m. activities	X	According to the legal system	X	1. Islamic Penal Code 2. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971	pages 4 and 5 of the First report
14	Other	X	Council of Ministers' Bill of 18 November 2003 on counter-terrorism and WMD	X	Council of Ministers' Bill of 18 November 2003 on counter-terrorism and WMD	page 10 of the First report

OP 3 (a) and (b) - Account for/Secure/Physically protect BW including Related Materials

State: **Iran, Islamic Republic of**

Date of Report: **2006**

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect BW and Related Materials? Can violators be penalized ?	National legal framework		Enforcement: civil/criminal penalties, and others		Remarks
	YES	if YES, indicate source document	YES	if YES, indicate source document	
1 Measures to account for production	X	No accounting for BW as they are legally prohibited			
2 Measures to account for use	X	No accounting for BW as they are legally prohibited			
3 Measures to account for storage	X	No accounting for BW as they are legally prohibited			
4 Measures to account for transport	X	No accounting for BW as they are legally prohibited			
5 Other measures for accounting	X	No accounting for BW as they are legally prohibited			
6 Measures to secure production	X	1. Guidelines on Early Warning, Epidemic Preparedness and Outbreak Responses, June 2002. 2. Regulations on communicable disease surveillance and reportable disease. 3. Guidelines on Bio - hazardous Waste Management. 4. The Presidential decree and the National Bio-Safety Committee (August 2000), and Guidelines drafted pursuant to its establishment.	X	1. Islamic Penal Code. 2. Law on the Punishment of Saboteurs, 1975	

7	Measures to secure use	X	1. Guidelines on Early Warning, Epidemic Preparedness and Outbreak Responses, June 2002. 2. Regulations on communicable disease surveillance and reportable disease. 3. Guidelines on Bio - hazardous Waste Management. 4. The Presidential decree and the National Bio-Safety Committee (August 2000), and Guidelines drafted pursuant to its establishment.	X	1. Islamic Penal Code. 2. Law on the Punishment of Saboteurs, 1975	
8	Measures to secure storage	X	1. Guidelines on Bio - hazardous Waste Management.		1. Islamic Penal Code. 2. Law on the Punishment of Saboteurs, 1975	
9	Measures to secure transport	X	1.Regulation on the Road Transportation of Dangerous Materials, 2001 2. Law of the Import-Export, 1993	X	1.Islamic Penal Code of 1997. 2. Law on the Punishment of Saboteurs, 1975	page 7 of the First report
10	Other measures for securing			X	Islamic Penal Code of 1997, Article 688	page 5 of the First report
11	Regulations for physical protection of facilities/materials/ transports	X	Law on the Punishment of Saboteurs, 1975	X	1. Islamic Penal Code. 2. Law on the Punishment of Saboteurs, 1975	page 6 of the First report
12	Licensing/registration of facilities/persons handling biological materials					
13	Reliability check of personnel	X	Under firm regulations and measures	X	1. Islamic Penal Code. 2. Law on the Punishment of Saboteurs, 1975	
14	Measures to account for/secure/ physically protect means of delivery					
15	Regulations for genetic engineering work					
16	Other legislation/ regulations related to safety and security of biological materials	X	1. The Plant Protection Act, 1967. 2. National Program for Surveillance and Control of Animal Disease. 3. The Presidential decree and the National Bio-Safety Committee (August 2000), and Guidelines drafted pursuant to its establishment.			paragraphs 10 of the Second report

17	Other	X	1.ISPS Code and IMDG Code are implemented. 2.The Draft of Anti- terrorism Act was prepared and is under consideration by the relevant bodies. According to this draft a National Anti-terrorism Committee will be established to monitor its implementation.	X	ISPS Code and IMDG Code are implemented	pages 4 and 6 of the First report

OP 3 (a) and (b) - Account for/Secure/Physically protect CW including Related Materials

State: **Iran, Islamic Republic of**

Date of Report: **2006**

	Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect CW and Related Materials? Can violators be penalized?	National legal framework		Enforcement: civil/criminal penalties, and others		Remarks
		YES	if YES, indicate source document	YES	if YES, indicate source document	
1	Measures to account for production	X	According to Articles 5,6,7 and 8 of the Draft National Legislation for Implementation of CWC	X	Articles 30,31,32 and 33 of the Draft National Legislation of CWC	paragraphs 4 and 6 of the Second report.
2	Measures to account for use	X	According to Articles 5,6,7 and 8 of the Draft National Legislation for Implementation of CWC	X	Articles 30,31,32 and 33 of the Draft National Legislation of CWC	paragraphs 4 and 6 of the Second report.
3	Measures to account for storage	X	According to Articles 5,6,7 and 8 of the Draft National Legislation for Implementation of CWC	X	Articles 30,31,32 and 33 of the Draft National Legislation of CWC	paragraphs 4 and 6 of the Second report.
4	Measures to account for transport	X	According to Articles 5,6,7 and 8 of the Draft National Legislation for Implementation of CWC	X	Articles 30,31,32 and 33 of the Draft National Legislation of CWC	paragraphs 4 and 6 of the Second report.
5	Other measures for accounting	X	According to Articles 5,6,7 and 8 of the Draft National Legislation for implementation of CWC	X	Articles 30,31,32 and 33 of the Draft National Legislation of CWC	paragraphs 4 and 6 of the Second report.
6	Measures to secure production					
7	Measures to secure use					
8	Measures to secure storage					
9	Measures to secure transport	X	Regulation on the Road Transportation of Dangerous Materials, 2001	X	Islamic Penal Code	page 7 of the First report
10	Other measures for securing			X	Islamic Penal Code of 1997, Article 688	page 5 of the First report
11	Regulations for physical protection of facilities/materials/ transports			X	Law on the Punishment of Saboteurs, 1975	page 6 of the First report

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12	Licensing of chemical installations/entities/use of materials	X	According to Article 19 of the Draft National Legislation for Implementation of CWC	X	Articles 30,31,32 and 33 of the Draft National Legislation of CWC	paragraphs 4 and 6 of the Second report
13	Reliability check of personnel					
14	Measures to account for/secure/ physically protect means of delivery					
15	National CWC authority	X	National Authority in the Ministry of Foreign Affairs			page 8 of the First report
16	Reporting Schedule I, II and III chemicals to OPCW	X	According to Article15 of the Draft National Legislation for Implementation of CWC	X	Articles 30,31,32 and 33 of the Draft National Legislation of CWC	paragraphs 4 and 6 of the Second report
17	Account for, secure or physically protect old chemical weapons	X	According to Article18 of the Draft National Legislation for Implementation of CWC	X	Articles 30,31,32 and 33 of the Draft National Legislation of CWC	paragraphs 4 and 6 of the Second report
18	Other legislation/ regulations controlling chemical materials					
19	Other	X	ISPS Code and IMDG Code are implemented	X	ISPS Code and IMDG Code are implemented	page 4 of the First report

OP 3 (a) and (b) - Account for/Secure/Physically protect NW including Related Materials

State: **Iran, Islamic Republic of**

Date of Report: **2006**

Are any of the following measures, procedures or legislation in place to account for, secure or otherwise protect NW and Related Materials? Can violators be penalized?	National legal framework		Enforcement: civil/criminal penalties, and others		Remarks
	YES	if YES, indicate source document	YES	if YES, indicate source document	
1 Measures to account for production	X	INFCIRC/214 and related regulations in the Subsidiary Arrangements	X	Law on the Protection Against Radiation, Article 18	paragraph 5 of the Second report
2 Measures to account for use	X		X	Law on the Protection Against Radiation, Article 18	
3 Measures to account for storage	X		X	Law on the Protection Against Radiation, Article 18	
4 Measures to account for transport	X	INFCIRC/214 and related regulations in the Subsidiary Arrangements	X	Law on the Protection Against Radiation, Article 18	paragraph 5 of the Second report
5 Other measures for accounting	X	1 INFCIRC/214 and related regulations in the Subsidiary Arrangements 2 The voluntary implementation of the Additional Protocol	X	Law on the Protection Against Radiation, Article 18	paragraph 5 of the Second report
6 Measures to secure production	X	1. Law on the Protection against Radiation of 1988 2. Regulation on the Protection against Ionizing Rays, 1973 3. Regulation on the Protection against Radiation, 1990 4- INFCIRC/214 and related regulations in the Subsidiary Arrangements	X	Law on the Protection Against Radiation, Article 18	pages 5 and 6 of the First report and paragraph 5 of the Second report
7 Measures to secure use	X		X	Law on the Protection Against Radiation, Article 18	
8 Measures to secure storage	X		X	Law on the Protection Against Radiation, Article 18	
9 Measures to secure transport	X	1. Regulation on the Road Transportation of Dangerous Materials, 2001 2. INFCIRC/214 and related regulations in the Subsidiary Arrangements	X	Law on the Protection Against Radiation, Article 18	page 7 of the First report

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10	Other measures for securing	X	The voluntary implementation of the Additional Protocol	X	Islamic Penal Code of 1997, Article 688	page 5 of the First report
11	Regulations for physical protection of facilities/materials/ transports	X	1. Law of the Establishment of the Atomic Energy Authority of Iran (AEOI) 2. AEOI drafted Regulations on Physical Protection of Installations and Materials, Which is based on IAEA, INFCIRC/225	X	1. Protection Guard of the Nuclear Energy Industries, Facilities and Documents of the AEOI 2. Law on the Punishment of Saboteurs, 1975	pages 5 and 6 of the First report and paragraph 5 of the Second report
12	Licensing of nuclear installations/entities/use of materials	X	Law of the Establishment of the Atomic Energy Authority of Iran (AEOI)			page 5 of the First report
13	Reliability check of personnel	X	Under firm regulations and measures			
14	Measures to account for/secure/ physically protect means of delivery					
15	National regulatory authority	X	Atomic Energy Organization of Iran (AEOI)	X	Law of the Establishment of the Atomic Energy Authority of Iran	page 5 of the First report
16	IAEA Safeguards Agreements	X	1. Safeguards Agreement in force since 15 May 1974 2. Additional Protocol signed 18 December 2003 (being voluntarily implemented)			page 10 of the First report
17	IAEA Code of Conduct on Safety and Security of Radioactive Sources					
18	IAEA Database on Illicit Trafficking of Nuclear Materials and other Radioactive Sources	X	membership of the IAEA Database since 1998			paragraph 5 of the Second report
19	Other Agreements related to IAEA					
20	Additional national legislation/regulations related to nuclear materials including CPPNM	X	AEOI drafted Regulations on Physical Protection of Installations and Materials, Which is based on IAEA, INFCIRC/225	X	Law on the Protection Against Radiation, Article 18	paragraph 5 of the Second report
21	Other	X	ISPS Code and IMDG Code are implemented	X	ISPS Code and IMDG Code are implemented	page 4 of the First report

OP 3 (c) and (d) and related matters from OP 6 and OP 10 - Controls of BW including Related Materials

State: **Iran, Islamic Republic of**

Date of Report: **2006**

Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of BW and Related Materials ? Can violators be penalized?	National legal framework		Enforcement: civil/criminal penalties, and measures of implementation, etc		Remarks
	YES	if YES, indicate source document	YES	if YES, indicate source document	
1 Border control	X	Law of Customs Affairs, 1971 (Customs Law)	X	1. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971 2. Law on Punishment of Weapon Smuggling, 1974	page 5 of the First report
2 Technical support of border control measures					
3 Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology					
4 Enforcement agencies/authorities	X		X	Law enforcement authorities	page 6 of the First report
5 Export control legislation in place	X	Law of the Import-Export, 1993	X	Law on Punishment of Weapon Smuggling, 1974	pages 5 and 8 of the First report
6 Licensing provisions					
7 Individual licensing					
8 General licensing					
9 Exceptions from licensing					
10 Licensing of deemed export/visa					
11 National licensing authority					
12 Interagency review for licenses					
13 Control lists	?	Export-Import Regulation Code and annexed tariff table			page 7 of the First report
14 Updating of lists	?	Updated according to WCO coding			page 7 of the First report
15 Inclusion of technologies					

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16	Inclusion of means of delivery					
17	End-user controls					
18	Catch all clause					
19	Intangible transfers					
20	Transit control	X	Regulation on the Trafficking and Transition of Goods, 1998			page 7 of the First report
21	Trans-shipment control					
22	Re-export control					
23	Control of providing funds					
24	Control of providing transport services					
25	Control of importation	X	1. Law of Customs Affairs, 1971 2. Law on the Import-Export, 1993	?	Law on Punishment of Weapon Smuggling, 1974	pages 5 and 8 of the First report
26	Extraterritorial applicability					
27	Other					

OP 3 (c) and (d) and related matters from OP 6 and OP 10 - Controls of CW including Related Materials

State: **Iran, Islamic Republic of**

Date of Report: **2006**

	Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of CW and Related Materials ? Can violators be penalized ?	National legal framework		Enforcement: civil/criminal penalties, and measures of implementation, etc		Remarks
		YES	if YES, indicate source document	YES	if YES, indicate source document	
1	Border control	X	Law of Customs Affairs, 1971 (Customs Law)	X	1. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971 2. Law on Punishment of Weapon Smuggling, 1974	page 5 of the First report
2	Technical support of border control measures					
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology					
4	Enforcement agencies/authorities	X	National Authority for CWC	X	1. Customs Administration 2. Law enforcement authorities	page 6 of the First report
5	Export control legislation in place	X	1. Law of the Import-Export, 1993 2. Rules of procedure for the import-export of chemicals named in the CWC, 21 April 1994	X	Law on Punishment of Weapon Smuggling, 1974	pages 5 and 8 of the First report
6	Licensing provisions	X	Articles 20,21,22 and 23 of the Draft National Legislation of CWC	X	Articles 30 and 31 of the Draft national legislation of CWC	paragraphs 4 and 6 of the Second report
7	Individual licensing	X	Articles 20,21,22 and 23 of the Draft National Legislation of CWC	X	Articles 30 and 31 of the Draft national legislation of CWC	paragraphs 4 and 6 of the Second report
8	General licensing	X	Articles 20,21,22 and 23 of the Draft National Legislation of CWC	X	Articles 30 and 31 of the Draft national legislation of CWC	paragraphs 4 and 6 of the Second report
9	Exceptions from licensing	X	Paragraphs a, b and c of Article 22 and Article 23 of the Draft National Legislation of CWC	X	Articles 30 and 31 of the Draft national legislation of CWC	paragraphs 4 and 6 of the Second report

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10	Licensing of deemed export/visa					
11	National licensing authority	X	National Authority for CWC			page 8 of the First report
12	Interagency review for licenses					
13	Control lists	X	1. Export-Import Regulation Code and annexed tariff table 2. WCO document No. L.13 of 29 May 2002: banned or regulated chemical materials 3. Law of the Import-Export and rules of procedure of 21 April 1994 for import-export of chemicals named in the CWC			pages 7 and 8 of the First report
14	Updating of lists					
15	Inclusion of technologies					
16	Inclusion of means of delivery					
17	End-user controls					
18	Catch all clause					
19	Intangible transfers					
20	Transit control	X	Regulation on the Trafficking and Transition of Goods, 1998			page 7 of the First report
21	Trans-shipment control					
22	Re-export control					
23	Control of providing funds					
24	Control of providing transport services					
25	Control of importation	X	1. Law of the Import-Export, 1993 2. Rules of procedure for the import-export of chemicals listed in the annex of CWC, 21 April 1994 3. Law of Customs Affairs, 1971	X	Law on Punishment of Weapon Smuggling, 1974	pages 5 and 8 of the First report
26	Extraterritorial applicability	X	Article 2 (h) of the Draft National Legislation of CWC			
27	Other					

OP 3 (c) and (d) and related matters from OP 6, and OP 10 - Controls of NW including Related Materials

State: **Iran, Islamic Republic of**

Date of Report: **2006**

	Which of the following legislation, procedures, measures, agencies exist to control border crossings, export/import and other transfers of NW and Related Materials ? Can violators be penalized ?	National legal framework		Enforcement: civil/criminal penalties, and measures of implementation, etc		Remarks
		YES	if YES, indicate source document	YES	if YES, indicate source document	
1	Border control	X	1. Law on Establishment of Atomic Energy Organization of Iran (1975) 2. Law on the Protection Against Radiation (1988) 3. Law of Customs Affairs, 1971 (Customs Law)	X	1. Law on the Protection Against Radiation (1988), Article 18 2. Law on Enhancing Penalties for the Smuggling of Weapons and Ammunition and Armed Smugglers, 1971 3. Law on Punishment of Weapon Smuggling, 1974	page 5 of the First report and paragraph 5 of the Second report
2	Technical support of border control measures	X	1. Law on Establishment of Atomic Energy Organization of Iran (1975) 2. Law on the Protection Against Radiation (1988)	X	1. Law on Establishment of Atomic Energy Organization of Iran (1975) 2. Law on the Protection Against Radiation (1988)	paragraph 5 of the Second report
3	Control of brokering, trading in, negotiating, otherwise assisting in sale of goods and technology	X	1. Law on Establishment of Atomic Energy Organization of Iran (1975) 2. Law on the Protection Against Radiation (1988)	X	1. Law on Establishment of Atomic Energy Organization of Iran (1975) 2. Law on the Protection Against Radiation (1988)	paragraph 5 of the Second report
4	Enforcement agencies/authorities		Atomic Energy Organization of the Islamic Republic of Iran	X	1. Customs Administration 2. Law enforcement authorities 3. Atomic Energy Organization	pages 6 and 8 of the First repo t
5	Export control legislation in place	X	1. Law on Establishment of Atomic Energy Organization of Iran (1975) 2. Law on the Protection Against Radiation (1988) 3. Law of the Import-Export, 1993	X	1. Law on Establishment of Atomic Energy Organization of Iran (1975) 2. Law on the Protection Against Radiation (1988)	pages 5 and 6 of the First report and paragraph 5 of the Second report
6	Licensing provisions	X	1. Law on Establishment of Atomic Energy Organization of Iran (1975) 2. Law on the Protection Against Radiation (1988)	X	1. Law on Establishment of Atomic Energy Organization of Iran (1975) 2. Law on the Protection Against Radiation (1988)	paragraph 5 of the Second report

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7	Individual licensing	X	1. Law on Establishment of Atomic Energy Organization of Iran (1975) 2. Law on the Protection Against Radiation (1988)	X	1. Law on Establishment of Atomic Energy Organization of Iran (1975) 2. Law on the Protection Against Radiation (1988)	paragraph 5 of the Second report
8	General licensing	X	1. Law on Establishment of Atomic Energy Organization of Iran (1975) 2. Law on the Protection Against Radiation (1988)	X	1. Law on Establishment of Atomic Energy Organization of Iran (1975) 2. Law on the Protection Against Radiation (1988)	paragraph 5 of the Second report
9	Exceptions from licensing	X	1. Law on Establishment of Atomic Energy Organization of Iran (1975) 2. Law on the Protection Against Radiation (1988)	X	1. Law on Establishment of Atomic Energy Organization of Iran (1975) 2. Law on the Protection Against Radiation (1988)	paragraph 5 of the Second report
10	Licensing of deemed export/visa	X	1. Law on Establishment of Atomic Energy Organization of Iran (1975) 2. Law on the Protection Against Radiation (1988)	X	1. Law on Establishment of Atomic Energy Organization of Iran (1975) 2. Law on the Protection Against Radiation (1988)	paragraph 5 of the Second report
11	National licensing authority	X	1. Law on Establishment of Atomic Energy Organization of Iran (1975) 2. Law on the Protection Against Radiation (1988)	X	1. Law on Establishment of Atomic Energy Organization of Iran (1975) 2. Law on the Protection Against Radiation (1988)	paragraph 5 of the Second report
12	Interagency review for licenses	X	1. Law on Establishment of Atomic Energy Organization of Iran (1975) 2. Law on the Protection Against Radiation (1988)	X	1. Law on Establishment of Atomic Energy Organization of Iran (1975) 2. Law on the Protection Against Radiation (1988)	paragraph 5 of the Second report
13	Control lists	X	1. Law on Establishment of Atomic Energy Organization of Iran (1975) 2. Law on the Protection Against Radiation (1988)1. 1971 Export-Import Regulation Code and annexed tariff table 3. Tariffs for sensitive radioactive materials and equipment	X	1. Law on Establishment of Atomic Energy Organization of Iran (1975) 2. Law on the Protection Against Radiation (1988)	pages 7 and 8 of the First report and paragraph 5 of the Second report
14	Updating of lists	X	1. Law on Establishment of Atomic Energy Organization of Iran (1975) 2. Law on the Protection Against Radiation (1988)	X	1. Law on Establishment of Atomic Energy Organization of Iran (1975) 2. Law on the Protection Against Radiation (1988)	paragraph 5 of the Second report
15	Inclusion of technologies	X	1. Law on Establishment of Atomic Energy Organization of Iran (1975) 2. Law on the Protection Against Radiation (1988)	X	1. Law on Establishment of Atomic Energy Organization of Iran (1975) 2. Law on the Protection Against Radiation (1988)	paragraph 5 of the Second report
16	Inclusion of means of delivery					
17	End-user controls					
18	Catch all clause					

19	Intangible transfers					
20	Transit control	X	Regulation on the Trafficking and Transition of Goods, 1998			page 7 of the First report
21	Trans-shipment control					
22	Re-export control					
23	Control of providing funds					
24	Control of providing transport services					
25	Control of importation	X	1. Law of Customs Affairs, 1971 2. Law on the Import-Export, 1993	?	Law on Punishment of Weapon Smuggling, 1974	pages 5 and 8 of the First report
26	Extraterritorial applicability					
27	Other	X	The voluntary implementation of the Additional Protocol			the First report

OP 6, 7 and 8 (d) - Control lists, Assistance, Information

State: **Iran, Islamic Republic of**

Date of Report: **2006**

	Can information be provided on the following issues ?	YES		Remarks
1	Control lists - paragraphs (goods/ equipment/ materials/ technologies)	X	1. Export-Import Regulation Code and annexed tariff table 2.WCO document No. L.13 of 29 May 2005: banned or regulated chemical materials 3. Law of the Import-Export and rules of procedure of 21 April 1994 for import-export of chemicals named in the CWC 4. Tariffs for sensitive radioactive materials and equipment	pages 7 and 8 of the First report
2	Control lists - other			
3	Assistance offered			
4	Assistance requested	X	Welcomes assistance in the form of expertise, technical and financial resources	page 9 of the First report
5	Assistance in place (bilateral/plurilateral/multilateral)			
6	Information for industry	X	With the cooperation of the OPCW, various seminars were held by the National Authority for industry owners and officials who deal with CWC implementation	page 11 of the First report
7	Information for the public	X	Several books and leaflets are published. Seminars and workshops are also held or to be held.	